

State Water Resources Control Board

May 4, 2016

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7015 1520 0001 8019 6484

Captain Brad Keller
City of Montebello Police Department
1600 West Beverly Boulevard
Montebello, California 90640
bkeller@cityofmontebello.com

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS
LOCATED AT THE MONTEBELLO POLICE DEPARTMENT,
1600 WEST BEVERLY BOULEVARD, MONTEBELLO**

Dear Captain Keller:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on April 26, 2016, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and title 23, California Code of Regulations (CCR), chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Permit to Operate On-Site – The permit to operate was not available at the time of inspection.	1	April 26, 2016	Ongoing	H&SC 25284(a); 23 CCR 2712(i)
2	Failure to Maintain Facility and Tank Information Forms On-Site – The facility and tank information forms were not available at the time of inspection.	1	April 26, 2016	Ongoing	23 CCR 2712(i)
3	Failure to Maintain Plot Plan/Site Map On-Site – The plot plan was not available at the time of inspection.	1	April 26, 2016	Ongoing	23 CCR 2711(a)(8), 2712(i)
4	Failure to Maintain Monitoring Plan – The monitoring plan has incorrect information.	1	April 26, 2016	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1), 2634(a),(b),(c) and (d), 2711(a)(9)

No	Violation	Tank	Start Date	Stop Date	Regulation
5	Failure to Perform Employee Training by the Designated Operator – Annual employee training records were available at time of inspection; however, only one person was trained for a 24-hour facility.	1	April 26, 2016	Ongoing	23 CCR 2715(f)(2)
6	Failure to Maintain Financial Responsibility – The Chief Financial Officer letter is expired and using an unapproved format. The Certificate of Financial Responsibility needs to reflect the correct mechanism being used.	1	April 26, 2016	Ongoing	H&SC 25292.2; 23 CCR 2711(a)(11)
7	Failure to Maintain Release Response Plan – The response plan was not signed or dated.	1	April 26, 2016	Ongoing	23 CCR 2632(d)(2), 2634(e)

Note: Please confirm that your spill container holds five gallons.

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and the Los Angeles County Department of Public Works within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

Mr. Thomas Henderson
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
1001 I Street, 16th Floor
Sacramento, California 95814
tom.henderson@waterboards.ca.gov

Local CUPA

Mr. Luke Mitchell
Associate Civil Engineer
Los Angeles County Department of
Public Works
900 S. Fremont Avenue
Alhambra, California 91803
lmitchell@dpw.lacounty.gov

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,



Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: *(via email only)*

Mr. Tim Smith
Civil Engineer
Los Angeles County Department
of Public Works
tsmith@dpw.lacounty.gov

Mr. Luke Mitchell
Associate Civil Engineer
Los Angeles County Department
of Public Works
lmitchell@dpw.lacounty.gov

Mr. Joseph Baiocco
Inspection Unit Supervisor
Los Angeles County Department
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jbaiocco@dpw.lacounty.gov